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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

WILLIAM O'BRIEN, THOMAS PERCIVAL,
ANTHONY POPLAWSKI, and ROBERT
STEPHENS, in their capacities as Trustees of
the MFOW SUPPLEMENTAL PENSION
TRUST,

Plaintiffs,

vs.

MARANA BENEFITS ADMINISTRATION,
INC., a California corporation; and PETER J.
MARANA, an individual,

Defendants.

Case No: **C 08-04980 WHA**

**STIPULATION AND ORDER
DISMISSING COMPLAINT WITH
PREJUDICE**

IT IS HEREBY STIPULATED by and between the parties to this action that the entire action be
and hereby is discharged and dismissed, with prejudice, pursuant to FRCP 41(a)(1), and that all
parties shall bear their own attorney fees and costs.

1
2 Dated: August 25, 2009

LEONARD CARDER, LLP

3 By: /s/ Christine S. Hwang
4 Christine S. Hwang

5 **TRUCKER HUSS, APC**

6 By: /s/ Robert F. Schwartz
7 Robert F. Schwartz

8 ATTORNEYS FOR PLAINTIFFS

9
10 **GORDON & REES, LLP**

11 By: /s/ Dion Cominos
12 Dion Cominos

13 ATTORNEYS FOR DEFENDANTS

14
15 **ORDER**

16 Pursuant to the Stipulation of the parties, the above-entitled action is dismissed with
17 prejudice, with all parties to bear their own attorney's fees and costs.

18
19 Dated: August 31, 2009

20 **U.S. DISTRICT COURT JUDGE**
21 **WILLIAM H. ALSUP**

